

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 671 - SB 1048

March 2, 2015

SUMMARY OF BILL: Prohibits the use of telemarketing or telephone solicitation by a licensed chiropractor or an employee or agent of a licensed chiropractor to victims of an accident or disaster within 30 days of such accident or disaster. Any chiropractor in violation of this provision may be subject to denial, suspension, or revocation of licensure. Requires any telemarketing transcripts and associated log of contacts to be kept for two years following any telemarketing encounter.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 63-4-114(5), solicitation made in person or telephonically by a licensed chiropractor, or agent or employee of such character, of a patient with whom no prior family or professional relationship exists is prohibited; however, this does not apply to direct mail advertising or other forms of advertising that does not involve coercion, duress, or harassment and is not false, deceptive, or misleading.
- Any chiropractor in violation of this act could face a loss of licensure; however, it is assumed that a chiropractor will practice reasonable caution to avoid making unsolicited calls as prohibited by this legislation and that any increase in disciplinary action taken by the Board of Chiropractic Examiners will not be significant.
- Any necessary rulemaking can be completed during regularly scheduled Board meetings.
- Pursuant to Tenn. Code Ann. § 4-29-121, all health related boards are required to be self-supporting over any two-year period.
- The Board had an annual surplus of \$91,791 in FY12-13, an annual surplus of \$43,191 in FY13-14, and a cumulative reserve balance of \$476,752 on June 30, 2014

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "Jeffery A. Spalding".

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Jeffrey L. Spalding, Executive Director

/jdb